

ASSEMBLY BILL

No. 152

Introduced by Assembly Member Carter

January 23, 2009

An act to add Section 9012.5 to, and to repeal Section 9653 of, the Welfare and Institutions Code, relating to senior wellness.

LEGISLATIVE COUNSEL'S DIGEST

AB 152, as introduced, Carter. Mello-Granlund Older Californians Act: disability: definition.

Under existing law, the Mello-Granlund Older Californians Act, the California Department of Aging, and local area agencies on aging administer various programs for elderly persons. This act, with certain exceptions, does not contain a definition of "disability."

This bill would define "disability" for purposes of the act as either a mental or physical disability, as those terms are defined.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 9012.5 is added to the Welfare and
- 2 Institutions Code, to read:
- 3 9012.5. "Disability" means "mental disability," as that term is
- 4 defined in subdivision (i) of Section 12926 of the Government
- 5 Code or "physical disability," as that term is defined in subdivision
- 6 (k) of Section 12926 of the Government Code, as appropriate, and
- 7 as qualified by subdivision (l) of Section 12926 of the Government
- 8 Code.

1 SEC. 2. Section 9653 of the Welfare and Institutions Code is
2 repealed.
3 ~~9653. “Person with a disability” means the same as the term~~
4 ~~is defined by regulations established pursuant to Section 504 of~~
5 ~~the federal Rehabilitation Act of 1973, as amended in 1992 (29~~
6 ~~U.S.C. Sec. 12101 et seq.), and the federal Americans with~~
7 ~~Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.).~~

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